



TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT

Docket Number (Optional)

96700/658

Application of: Stefan Somlo and Toshio Mochizuki

Application No.: 09/753,008

Filed: January 2, 2001

For: POLYCYSTIC KIDNEY DISEASE PKD2 GENE AND USES THEREOF

The owner*, Albert Einstein College of Medicine of Yeshiva University, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,228,591 B1. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney or agent of record.

July 7, 2004

Signature

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212-336-8000

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